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*Attorney for Defendant*  
*Shakeya Joseph*

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JEREMY TYSON, DEANDRE  
SPENCER, and SHAKEYA  
JOSEPH,

Defendants.

2:18-cr-00107-APG-GWF

**UNOPPOSED MOTION TO  
MODIFY CONDITIONS OF  
PRETRIAL RELEASE  
(REMOVAL OF HOME  
MONITORING)**

Defendant Shakeya Joseph., by and through her counsel of record, THE LAW OFFICES OF WILLIAM H. BROWN, LTD., hereby files this unopposed motion<sup>1</sup> for modification of pretrial release conditions, which seeks specifically to remove the condition of house arrest on the grounds that the ankle monitor required for home detention is interfering with Joseph's ability

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<sup>1</sup> This unopposed motion seeks the same relief on the same grounds as an earlier motion (EFC No. 49), and therefore renders the earlier motion moot.

1 to find employment and to obtain public benefits, and that this hardship  
2 outweighs any purpose arguably served by requiring continued pretrial home  
3 detention. This motion is made and based upon 18 U.S.C. §§ 3142(c)(3) and  
4 3145(a)(2), the attached memorandum of points and authorities, the  
5 pleadings and papers on file herein, and any argument to be entertained by  
6 the Court.  
7  
8

9 Dated: May 3, 2018

10 Respectfully submitted,

11 THE LAW OFFICES OF  
12 WILLIAM H. BROWN, LTD.

13 By: /s/ William Brown  
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21 *Shakeya Joseph*  
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## MEMORANDUM OF POINTS AND AUTHORITIES

The Court should no longer require house arrest as a condition of defendant Shakeya Joseph's pretrial release because the ankle monitor required to track Joseph's location is interfering with her ability to find employment and provide for her family.

Joseph is one of three defendants named in a three-count indictment arising from two pharmacy robberies where Joseph was the alleged driver. The defendants were initially charged in a criminal complaint filed January 11, 2018, after which Joseph was released on a PR bond with certain conditions, including home detention. *See* ECF No. 14. The Court should remove that condition.<sup>2</sup>

Under 18 U.S.C. § 3142(c)(3), this Court may at any time impose different conditions of release. Joseph reports that the ankle monitor required for home detention is interfering with her ability to obtain employment. Her former employer (Auntie Anne's<sup>3</sup>) informed Joseph that the ankle monitor brought unwanted attention. A prospective employer, (Ever<sup>4</sup>)

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<sup>2</sup> Notably, the defendant who allegedly entered the pharmacies and carried out the robberies (Jeremy Tyson) is *not* subject to home detention. *See* ECF No. 19.

<sup>3</sup> A pretzel shop in the Meadows Mall, 4300 Meadows Ln, Las Vegas, NV 89107.

<sup>4</sup> A women's clothing store in the Meadows Mall, 4300 Meadows Ln, Las Vegas, NV 89107.

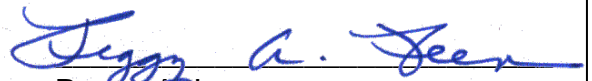
1 said the ankle monitor would be a distraction to customers and employees,  
2 and to return when it was removed. Also, Joseph reports that Clark County  
3 Social Services has indicated that, as long as she is on house arrest, they  
4 cannot offer any assistance. The ankle monitor required for home detention is  
5 therefore interfering with Joseph's ability to find employment and provide for  
6 her family (she has two children, Kayleah (7) and Deandre (2)). She therefore  
7 asks that the home detention requirement be removed.  
8  
9

10 The government does not oppose removing the home monitoring  
11 condition, and Joseph's Pretrial Supervision Officer, CJ Kuipers, advised that  
12 he will take no position on the issue. In light of the hardship home detention  
13 is causing, the Court should therefore remove it as a condition of Joseph's  
14 pretrial release pursuant to its authority under 18 U.S.C. § 3142(c)(3).  
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16  
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19 **IT IS ORDERED** that the Unopposed Motion to Modify Conditions of Release  
20 (ECF No. 50) is **GRANTED** and the conditions of Joseph's pretrial release are  
21 modified to delete the requirement that she remain on home detention with ankle  
22 monitoring.

23 **IT IS FURTHER ORDERED** that the Motion to Modify Conditions of Release (ECF  
24 No. 49) is **MOOT**.

25 Dated: May 8, 2018

26   
27 Peggy A. Leen  
28 United States Magistrate Judge

**CERTIFICATE OF SERVICE**

I hereby certify that I am an employee of THE LAW OFFICES OF  
WILLIAM H. BROWN, LTD., and that on this date I e-filed and e-served the  
foregoing **MOTION TO MODIFY CONDITIONS OF PRETRIAL  
RELEASE (REMOVAL OF HOME MONITORING)**

Date: May 3, 2018

By: /s/ William Brown  
An employee of  
THE LAW OFFICES OF  
WILLIAM H. BROWN, LTD.